

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1695 be amended to read as follows:

- 1 Page 3, after line 39, begin a new paragraph and insert:
- 2 "SECTION 2. IC 36-7-13-10.1 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10.1. (a) This section
- 4 applies to a
- 5 ~~(1) first class city; or~~
- 6 ~~(2) second class city;~~ **municipality.**
- 7 (b) After approval by ordinance or resolution of the legislative body
- 8 of a ~~city described in subsection (a);~~ **municipality**, the executive of the
- 9 ~~city~~ **municipality** may submit an application to an advisory
- 10 commission on industrial development requesting that one (1) area
- 11 within the ~~city~~ **municipality** be designated as a district under section
- 12 12.1 of this chapter. However, the total number of districts designated
- 13 in a ~~city~~ **municipality** under this chapter after June 30, 2003,
- 14 (excluding districts designated before July 1, 2003) may not exceed one
- 15 (1).
- 16 SECTION 3. IC 36-7-13-12.1 IS AMENDED TO READ AS
- 17 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 12.1. (a) If the
- 18 executive of a ~~city described in section 10.1(a) of this chapter~~
- 19 **municipality** has submitted an application to an advisory commission
- 20 on industrial development requesting that an area be designated as a
- 21 district under this chapter and the advisory commission has compiled
- 22 and prepared the information required under section 11 of this chapter
- 23 concerning the area, the advisory commission may adopt a resolution
- 24 designating the area as a district if it finds the following:
- 25 (1) That the redevelopment of the area in the district will:

- 1 (A) promote significant opportunities for the gainful
- 2 employment of its citizens;
- 3 (B) attract a major new business enterprise to the area; or
- 4 (C) retain or expand a significant business enterprise within the
- 5 area.
- 6 (2) That there are significant obstacles to redevelopment of the
- 7 area due to any of the following problems:
- 8 (A) Obsolete or inefficient buildings.
- 9 (B) Aging infrastructure or ineffective utility services.
- 10 (C) Utility relocation requirements.
- 11 (D) Transportation or access problems.
- 12 (E) Topographical obstacles to redevelopment.
- 13 (F) Environmental contamination.
- 14 (G) Lack of development or cessation of growth.
- 15 (H) Deterioration of improvements or character of occupancy,
- 16 age, obsolescence, or substandard buildings.
- 17 (I) Other factors that have impaired values or prevent a normal
- 18 development of property or use of property.
- 19 (b) To address the obstacles identified in subsection (a)(2), the city
- 20 **municipality** may make expenditures for:
- 21 (1) the acquisition of land;
- 22 (2) interests in land;
- 23 (3) site improvements;
- 24 (4) infrastructure improvements;
- 25 (5) buildings;
- 26 (6) structures;
- 27 (7) rehabilitation, renovation, and enlargement of buildings and
- 28 structures;
- 29 (8) machinery;
- 30 (9) equipment;
- 31 (10) furnishings;
- 32 (11) facilities;
- 33 (12) administration expenses associated with such a project;
- 34 (13) operating expenses; or
- 35 (14) substance removal or remedial action to the area.
- 36 (c) In addition to the findings described in subsection (a), an
- 37 advisory commission must also find that the ~~city described in section~~
- 38 ~~10.1(a) of this chapter~~ **municipality** has expended, appropriated,
- 39 pooled, set aside, or pledged at least two hundred fifty thousand dollars
- 40 (\$250,000) for purposes of addressing the redevelopment obstacles
- 41 described in subsection (a)(2).
- 42 (d) The advisory commission shall designate the duration of the
- 43 district. However, a district must terminate not later than fifteen (15)
- 44 years after the income tax incremental amount or gross retail
- 45 incremental amount is first allocated to the district under this chapter.
- 46 (e) Upon adoption of a resolution designating a district, the advisory
- 47 commission shall submit the resolution to the budget committee for

1 review and recommendation to the budget agency. If the budget agency
2 fails to take action on a resolution designating a district within one
3 hundred twenty (120) days after the date that the resolution is submitted
4 to the budget committee, the designation of the district by the resolution
5 is considered approved.

6 (f) When considering a resolution, the budget committee and the
7 budget agency must make the following findings:

8 (1) The area to be designated as a district meets the conditions
9 necessary for designation as a district.

10 (2) The designation of the district will benefit the people of
11 Indiana by protecting or increasing state and local tax bases and
12 tax revenues for at least the duration of the district.

13 (g) The income tax incremental amount and the gross retail
14 incremental amount may not be allocated to the district until the
15 resolution is approved under this section."

16 Renumber all SECTIONS consecutively.

(Reference is to HB 1695 as printed February 25, 2005.)

Representative Friend